

ORIGINAL

NEW APPLICATION

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www.powernetglobal.com



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February 27, 2008

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VIA OVERNIGHT MAIL

Arizona Corporation Commission
Utilities Division
1200 West Washington Street
Phoenix, AZ 85007

Arizona Corporation Commission
DOCKETED

MAR - 3 2008

Re: Application for Waiver of AAC R14-2-1904 and 1905

Dear Sir/Madam:

T-03121A-08-0122

T-20428A-08-0122

DOCKETED BY	
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Please find enclosed for filing on behalf of PNG Telecommunications, Inc. d/b/a PowerNet Global Communications d/b/a CrossConnect ("PNG") an original and thirteen (13) copies of PNG's application for a waiver of AAC R14-2-1904 and 1905 in association with the purchase of certain customers of Global Touch Telecom, Inc. by PNG and migration of those customers to PNG.

Sincerely,

Dennis Packer
General Counsel
PNG Telecommunications, Inc.

Before the
ARIZONA CORPORATION COMMISSION

In the Matter of)	
)	Docket No. _____
the Application of)	
PNG Telecommunications, Inc.)	
d/b/a PowerNet Global Communications)	
d/b/a CrossConnect)	
for a Waiver of AAC R14-2-1904)	
and R14-2-1905)	

APPLICATION FOR WAIVER

PNG Telecommunications, Inc. d/b/a PowerNet Global Communications d/b/a CrossConnect ("PNG") respectfully requests that the Commission grant PNG a waiver of AAC R14-2-1904 and 1905 to facilitate a seamless transfer of certain customers of Global Touch Telecom, Inc. in Arizona.

PNG is a certified long distance reseller in Arizona (T-03121A). On January 14, 2008, PNG entered into an Asset Purchase Agreement with Global Touch Telecom, Inc. ("Global Touch"), also a certified long distance reseller (T-20428A). Pursuant to the Agreement between Global Touch and PNG, PNG will purchase certain customers from Global Touch. There are approximately 160 such customers in Arizona. After the closing, PNG will provide telecommunications services to the transferred Global Touch customers pursuant to its own telecommunications authorizations. After consummation of the transactions, Global Touch will continue to provide services apart from the business being acquired by PNG. Global Touch, therefore, is not seeking to cancel its CC&N.

The proposed transfer of customers to PNG will have no adverse impact on the customers. The affected customers will continue to receive their existing services at the same rates, terms, and conditions that they have prior to the transfer and any future changes in the

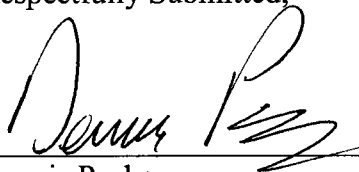
rates, terms, and conditions of service will be made consistent with applicable regulations. To avoid customer confusion and ensure a seamless transition and in compliance with 47 C.F.R. §64.1120, PNG and Global Touch provided advance written notice to the affected customers at least thirty (30) days prior to the transfer, explaining the change in service provider in accordance with applicable Commission and state regulations for changing a customer's presubscribed carrier. A sample copy of the notice of the transfer that was sent to the affected customers on February 11 is attached as EXHIBIT A.

The transaction contemplated by the Agreement will serve the public interest. PNG is a strong company that will continue to provide high quality services to the affected customers. The purchased customers not only will continue to receive the same services they currently purchase from Global Touch but also will have access to additional and enhanced products and services offered by PNG.

The proposed transfer does not present any competitive issues. There are a number of other carriers operating in each market, including the incumbent carrier, which controls a substantial market share.

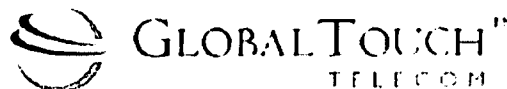
Because the transaction contemplated by the Agreement and the transfer of the affected customers to PNG is in the public interest and because the affected customers have been given ample notice of the transaction and their rights according to the rules of the Federal Communications Commission, PNG respectfully requests that the Commission grant PNG a waiver of AAC R14-2-1904 and 1905.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Dennis Packer", written over a horizontal line.

Dennis Packer
General Counsel
PowerNet Global Communications
100 Commercial Drive
Fairfield, Ohio 45014
Tel. (513)645-4932
Fax: (513)645-4960
E-mail: dpacker@pngmail.com

EXHIBIT A
Customer Transfer Notice



[Date]

[Customer Name]

[Address Line 1]

[Address Line 2]

IMPORTANT NOTICE REGARDING YOUR TELEPHONE SERVICE

Dear GlobalTouch Telecom Customer:

There is some exciting news to report regarding your telecommunications services. We are proud to announce that GlobalTouch Telecom has entered into an agreement with PowerNet Global Communications ("PNG") through which your telecommunications services, currently provided by GlobalTouch Telecom, will now be provided by PNG.

PNG is a nationwide integrated telecommunications provider serving customers with a full suite of voice and data services, including local and long distance telephone service and high-speed internet service. PNG's mission has always been to deliver outstanding value to its customers through a commitment to excellence in products and customer support.

There is no action required on your part. Your long distance service will be transferred automatically to PNG and you will continue to receive long distance services at the same rates, terms and conditions that you have currently. There also will be no charges assessed to your bill as a result of this transfer. Following the transfer, notice of any future changes in rates, terms and conditions of service will be provided to you as required by the law of your state.

PNG expects that the transfer will occur on or about March 17, 2008; depending on when we receive the appropriate regulatory approvals. Please be advised that if you have placed a "freeze" on your long distance services to prevent their unauthorized transfer to another carrier, it will be automatically lifted to implement a seamless transfer of your services to PNG. If you would like your freeze protection reestablished, please contact your local service provider after the transfer takes place.

Although you are free to choose another long distance carrier at any time, we value your business and are confident that you will be pleased with the superior service that you will receive from PNG. If you do not choose a new long distance carrier before March 17, 2008, your long distance service will be transferred automatically to PNG where we pledge our commitment to provide you with quality services and personalized customer care as we move forward.

If you have questions about the transfer or your service to PNG, you may contact our Customer Care department at 1-866-203-5080. Once again, we look forward to serving you and welcome to PowerNet Global.

Sincerely,

Stuart Chowning
President - Consumer Solutions
PowerNet Global Communications

Sincerely,

Cliff Rees
President and COO
GlobalTouch Telecom